

# EXHIBIT 1

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11 *Attorneys for Defendant A3 Smart Home, LP*

12 UNITED STATES DISTRICT COURT  
13 DISTRICT OF ARIZONA

14 Nicole Schmidt,  
15 Plaintiff,  
16 v.  
17 A3 Smart Home, LP,  
18 Defendant.

No. 2:21-cv-01797-SPL

**DEFENDANT A3 SMART HOME,  
LP'S CERTIFICATION OF  
CONFERRAL RE MOTION TO  
DISMISS PLAINTIFF'S CLASS  
ACTION COMPLAINT**

19 Pursuant to Local Rule 12.1(c) and the Court's October 26, 2021 Order (Dkt 3),  
20 Defendant A3 Smart Home, LP certifies that prior to moving to dismiss, undersigned  
21 counsel personally conferred with Plaintiff's counsel regarding deficiencies in the  
22 Complaint, but the parties disagree regarding whether the deficiencies have been cured or  
23 are capable of being cured.  
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1 DATED this 10<sup>th</sup> day of January, 2022.

2 SNELL & WILMER L.L.P.

3 By: s/Gregory J. Marshall

4 Gregory J. Marshall  
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7 *Attorneys for A3 Smart Home, LP*

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9  
10 **CERTIFICATE OF SERVICE**

11 I hereby certify that I electronically transmitted the attached document to the  
12 Clerk's Office using the CM/ECF System for filing, and for transmittal of a Notice of  
13 Electronic Filing to CM/ECF Registrants on this 10<sup>th</sup> day of January, 2022  
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15  
16 /s/ Eileen Henry